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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/924,785	09/05/1997	RICHARD W. PRATT	785	4422

7590 01/22/2002  
D'ALESSANDRO & RITCHIE  
P.O. BOX 640640  
SAN JOSE, CA 95164-0640

EXAMINER

PRIETO, BEATRIZ

ART UNIT	PAPER NUMBER
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2152

DATE MAILED: 01/22/2002

27

Please find below and/or attached an Office communication concerning this application or proceeding.

# Interview Summary

Application No.  
**08/924,785**

Applicant(s)  
**PRATT**

Examiner  
**Prieto, B.**

Group Art Unit  
**2152**



All participants (applicant, applicant's representative, PTO personnel):

(1) Prieto, B. (USPTO)

(3) \_\_\_\_\_

(2) Robbins, S. (Reg. No. 40,299)

(4) \_\_\_\_\_

Date of Interview Jan 15, 2002

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal [copy is given to 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No. If yes, brief description:

Claim(s) discussed: 1 and 13

Identification of prior art discussed:

HOGAN et. al. (US, 778,368)

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Applicant requested telephonic interview to discuss issues presented on attached faxed agenda. Arguments/Issues consisting of: (i) Hogans's repository units are ready or capable of being embedded but not actually embedded, therefore not claimed downloadable units (ii) claimed downloadable units are embedded in the "repository", not in the server as prior art, (iii) prior art's repository units do not enable the remote client to remotely configure the network device, (iv) prior arts repository client software has no interaction with the repository units, (v) prior art's repository units do not include three claimed components. In response Examiner indicated that the majority of this arguments where addressed in previous office action mailed (10/29/01), applicant is respectfully requested to point out how/where the provided citations/response to the above arguments are not reading on the claim as recited. Arguments will be fully re-addressed and/or amplified upon applicant's timely response to previous action.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

i) ☒ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached

**MEHMET B. GECKIL  
PRIMARY EXAMINER**

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

1/15/02  
(21)

**THELEN REID & PRIEST LLP**

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STEVEN J. ROBBINS, ESQ.

January 8, 2002

**VIA FACSIMILE**

Examiner B. Prieto  
USPTO Art Unit 2152  
Washington, D.C. 20231

RE: U.S. Patent Application Serial No. **08/924,785** filed September 5, 1997 for  
"System and Method for Remote Device Management"

Dear Examiner Prieto:

I would like to thank you for the opportunity to review the above matter with you. The Applicant would be open to suggestions that you may have as to how to advance this matter.

The primary focus of the issues below arise from your (paper 26) Office Action dated October 29, 2001 and the Applicant's previous Response/RCE dated August 16, 2001.

a) The Applicant respectfully submits that the discussion about "downloadable units" versus "repository units" in paragraph 9 on page 12 is slightly off target. Even if the Applicant were to admit that they are "not distinguishable" from one another, other claim limitations are not met.

b) First, the repository units are not actually "embedded" as claimed. <sup>Hogan</sup> They may be capable of being embedded or ready to be embedded, but they are not actually embedded. Further, even if they are embedded, it is in the "repository" rather than the "Server" which the rejection equates with the claim limitation of the "network device control software program" as claimed.

Second, the repository units are not "configured to...enable the remote client to remotely configure the network device" as claimed. Quite to the contrary, "Repository Client software" is used to access the "Servers." The Repository Client software has no interaction with the repository units to enable it to deal with the Server. Further, the Repository Client software does not configure or manage the Server it merely accesses it.

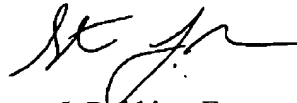
Third, the repository units do not include "a communicator component...an interface component...and a configuration component" as claimed. The citations provided are to elements other than the repository units which were equated with the "downloadable unit" as claimed.

**THELEN REID & PRIEST LLP**

Examiner B. Prieto  
January 8, 2002  
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The three month due date for a response is **January 29, 2002**. It is hoped that further discussions of the above and other issues will allow a mutually agreeable solution to be found within that time frame. Your time and consideration are appreciated.

Best regards,



Steven J. Robbins, Esq.

40,299

SJR/sjr